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7 Attorneys for Defendants

8 **UNITED STATES DISTRICT COURT**
9 **CENTRAL DISTRICT OF CALIFORNIA, WESTERN DIVISION**
10

11 ALEX VILLANUEVA,

12 Plaintiff,

13 v.

14 COUNTY OF LOS ANGELES,
COUNTY OF LOS ANGELES
15 SHERIFF'S DEPARTMENT, LOS
ANGELES COUNTY BOARD OF
16 SUPERVISORS, COUNTY EQUITY
OVERSIGHT PANEL, LOS
17 ANGELES COUNTY OFFICE OF
INSPECTOR GENERAL,
18 CONSTANCE KOMOROSKI,
MERCEDES CRUZ, ROBERTA
19 YANG, LAURA LECRIVAIN,
SERGIO V. ESCOBEDO, RON
20 KOPPERUD, ROBERT G. LUNA,
MAX-GUSTAF HUNTSMAN,
21 ESTHER LIM, and DOES 1 to 100,
inclusive,

22 Defendants.
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CASE NO. 2:24-cv-04979-SVW (JC)

**DEFENDANTS' NOTICE OF
MOTION TO DISMISS PLAINTIFF
ALEX VILLANUEVA'S FIRST
AMENDED COMPLAINT FOR
DAMAGES AND INJUNCTIVE
RELIEF**

*[Filed Concurrently with Memorandum
of Points and Authorities; Declaration
of Jason H. Tokoro; and [Proposed]
Order]*

Date: November 18, 2024

Time: 1:30 p.m.

Crtrm.: 10A – First Street Courthouse

Assigned to the Hon. Stephen V.
Wilson and Magistrate Judge Jacqueline
Chooljian

1 **TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:**

2 **PLEASE TAKE NOTICE** that on November 18, 2024, at 1:30 p.m., or as
3 soon thereafter as the matter may be heard before the Honorable Stephen V. Wilson,
4 United States District Court Judge, in Courtroom 10A of the First Street Courthouse,
5 located at 350 West First Street, Los Angeles, California 90012, Defendants County
6 of Los Angeles, County of Los Angeles Sheriff's Department, Los Angeles County
7 Board of Supervisors, County Equity Oversight Panel, Los Angeles County Office
8 of Inspector General, Constance Komoroski, Mercedes Cruz, Roberta Yang, Laura
9 Lecrivain, Sergio V. Escobedo, Ron Kopperud, Robert G. Luna, Max Huntsman and
10 Esther Lim (collectively, "Defendants"), will, and hereby do, move for an order
11 dismissing the complaint filed by Plaintiff Alex Villanueva ("Plaintiff"), pursuant to
12 Rule 12(b)(6) on the ground that the First Amended Complaint for Damages and
13 Declaratory Relief fails to state a claim upon which relief can be granted.

14 **LOCAL RULE 7-3 STATEMENT**

15 This motion is made following a telephonic conference of counsel pursuant to
16 Local Rule 7-3, which took place on October 7, 2024, at 4:00 p.m. Prior to that
17 conference, on October 4, 2024, Defendants sent Plaintiff a written meet-and-confer
18 letter outlining Defendants' positions. A copy of that letter is attached as Exhibit 1
19 to the Declaration of Jason H. Tokoro. Defendants never received any written
20 response from Plaintiff.

21 * * *

22 This Motion is based on this Notice of Motion, the attached Memorandum of
23 Points and Authorities, the Declarations of Jason H. Tokoro and exhibits thereto, the
24 pleadings and papers on file in this action and any oral argument that may be
25 presented when the Motion is heard.

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DATED: October 15, 2024

Respectfully Submitted,

MILLER BARONDESS, LLP

By: /s/ Jason H. Tokoro
JASON H. TOKORO
Attorneys for Defendants

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